

LSK&D #: 266-2014 / 4829-3638-8831

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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JAMIE HODGES and ON THE MOVE LTD.,

Plaintiffs,

-against-

1:20-cv-09878-ALC

**NOTICE OF MOTION TO  
DISMISS**

JAMES EARLY, IRISH DANCING TEACHERS  
ASSOCIATION OF NORTH AMERICA-MID-  
ATLANTIC REGION, INC., MOLLY  
KATHLEEN LUTWIN, FRANCIS ACADEMY  
OF IRISH DANCE, and KEITH L. LABIS,

Defendants.

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**PLEASE TAKE NOTICE**, that upon the declaration of Thomas A. Catalano, dated March 8, 2021, the memorandum of law in support of the motion, and the complaint, the Defendant Molly Kathleen Lutwin, doing business as the Francis Academy of Irish Dance, sued herein as Molly Kathleen Lutwin and Francis Academy Of Irish Dance (“Lutwin”), will move this court, before the Honorable Andrew L. Carter, at the United States Courthouse, 40 Foley Square, New York, NY 10007, on a date to set by the court, for an order pursuant to Rule 12(b)(6) of Federal Rules of Civil Procedure granting defendant Lutwin’s motion to dismiss the complaint with prejudice on the grounds that it fails to state a cause of action upon which relief may be granted.

Dated: New York, New York  
March 8, 2021

Respectfully submitted,

LESTER SCHWAB KATZ & DWYER, LLP

s/ Thomas A. Catalano

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Dance, sued herein as Molly Kathleen Lutwin and  
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